IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 14623 of 2004

Between:

Mohd Gouse Mohiddin S/o Late Abdul Ghani
SBIADB., Srikakulam Farmer Service C Cooperative Society Limited,

No. 1010, Mobagam, Polaki Mandal, Srikakulam district

..... PETITIONER

AND

1 The Branch Manager, SBIADB, Srikakulam rep by Chairman the

Person-in-Charge, Farmer Service Cooperative Society Limited,

Mobagam, Srikakulam District
2 The Sub-Divisional Cooperative Office, Narasannapeta,

rep by Person Incharge, Member farmers Service Cooperative

Society, Mobugam, Polaki Mandal, Srikakulam District
3 The Senior Inspector Auditor & the District Scheduled Caste

Committee, Srikakula rep by Person Incharge, Member farmers

Service Cooperative Society, Mobugam, Polaki Mandal,

Srikakulam District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, more particularly one in the nature of mandamus under Article 226 constitution of India declaring the action of the respondents as illegal, though Hon'ble Court direction of the division bench is pending interim order is in operation by ignoring the said orders and passed a resolution vide NO. 3 date 4-08-2004 by terminating the services of the petitioner from the post of Managing Director to the Farmers Service Cooperative society Limited Mobagam, Polaki Mandal, Srikakulam District and proposing to replace somebody in the said post as illegal improper and hereby set a side the resolution passed by the respondent vide NO.3 dated 04-08-2004.

Counsel for the Petitioner: SMT.A.PADMA

Counsel for the Respondents: GP FOR COOPERATION

The Court made the following:

ORDER:

The petitioner approached this Court with an apprehension that he is likely to be removed from service by virtue of a resolution of the Person-in-charge Committee, represented by respondents 1 to 3. The resolution dated 04.08.2004 reads as follows:

> "Resolved Unanimously to request the Financing Bank as mentioned afore said and for posting a permanent Managing Director for ensuing effective management of day to day affairs of the Society and also to improve the financial condition of the Society."

2. The resolution clearly indicates that it was only a request to the financing bank and no orders so far have been passed against the petitioner. The petitioner cannot, therefore, maintain the writ petition at this stage. Hence, this Writ Petition is dismissed.

dsr

ASSISTANT REGISTRAR

To:

1. The Branch Manager, SBIADB,

Srikakulam, represented by its Chairman,

The Person in-charge, Farmer Service

Cooperative Society Limited, Mobagam,

Srikakulam District

2. The Sub-Divisional Cooperative Officer,

Narasannapeta, represented by Person in-charge,

Member, Farmer Service Cooperative Society,

Mobugam, Polaki Mandal, Srikakulam

3. The Senior Inspector Auditor &

The District Scheduled Cast Committee,

Srikakulam, represented by Person in-charge,

Member, Farmers Service Cooperative Society,

Mobugam, Polaki Mandal, Srikakulam District

4. Two CCs to the Government Pleader for Cooperation,

High Court Buildings, Hyderabad (OUT)

5. Two CD copies.